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Docket No.: 215878US99DIV

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



RE: Application Serial No.: 09/986,034

Applicants: Jamal RAMDANI, et al.

Filing Date: November 7, 2001

For: SEMICONDUCTOR STRUCTURE,
SEMICONDUCTOR DEVICE, COMMUNICATING
DEVICE, INTEGRATED CIRCUIT, AND PROCESS
FOR FABRICATING THE SAME

Group Art Unit: 2811

Examiner: HU, S.

SIR:

Attached hereto for filing are the following papers:

Petition in Response to Improper Notice of Abandonment

Copy of Election of Species (as filed December 22, 2003)

Copy of Request for Extension of Time (as filed December 22, 2003)

Copy of Date-Stamped Filing Receipt (dated December 22, 2003)

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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DOCKET NO.: 215878US99DIV



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: : GROUP ART UNIT: 2811

JAMAL RAMDANI ET AL :

SERIAL NO.: 09/986,034 : EXAMINER: HU, S.

FILED: NOVEMBER 7, 2001 :

FOR: SEMICONDUCTOR STRUCTURE, SEMICONDUCTOR DEVICE,
COMMUNICATING DEVICE, INTEGRATED CIRCUIT, AND PROCESS FOR
FABRICATING THE SAME

PETITION IN RESPONSE TO IMPROPER NOTICE OF ABANDONMENT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Applicants received a Notice of Abandonment dated February 13, 2004, in the above-identified case indicating that Applicant had failed to timely file a proper reply to the Office Action dated July 30, 2003.

On December 22, 2003, Applicant filed an Election of Species along with a three month extension of time. This Election is attached hereto with a copy of Applicants' date-stamped filing receipt. Clearly, Applicant did timely respond to the July 30, 20 Office Action. For this reason Applicants respectfully request the withdrawal of the Notice of Abandonment.

Application Serial No.: 09/986,034
Reply to Office Communication of February 13, 2004

Because the abandonment of this case was a mistake on the part of the Office it is believed that no fee is due herewith. However, if a fee is due the Office is authorized to charge Deposit Account 15-0030.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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